

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
IN AND FOR UTAH COUNTY, STATE OF UTAH.

PROVO RESERVOIR COMPANY,
a corporation,
Plaintiff,

VS.

PROVO CITY, et al,
Defendants,

No. 2888 Civil

CONTEMPT PROCEEDING

D E M U R R E R

Come now the defendants, and each of them, in this contempt proceeding in the above entitled cause and without waiving any of their rights under their motion to strike the whole of the purported amended affidavit of R.J.Murdock herein, and without waiving any of their rights under their motion filed herein to require the plaintiff to make said purported amended affidavit more definite and certain, and hereby demur to the said purported amended affidavit filed herein on the 12" day of July, 1927, and as grounds for said demurrer said defendants say:

1. That said purported amended affidavit does not state facts sufficient to constitute any cause of action against said defendants, or either of them.
2. That said purported amended affidavit is ambiguous, unintelligible and uncertain in this,-

That it cannot be determined therefrom when the plaintiff contends that the defendants, or either of them, prior or since the first day of February, A.D.1924, in wilful disregard of the decree and injunction in this cause, and in wil-

ful contempt of the same, and in wilful disregard of the rights of the plaintiff herein, by means of excavations and collection of any spring waters in pipe lines violated any of the terms or provisions of said decree in this cause;

That it cannot be determined from said purported amended affidavit where, either on the first day of February, 1924, and prior thereto or since said date the defendants, or either of them, in wilful disregard of the decree and injunction of the above entitled Court, and in wilful contempt of the same, and wrongfully and in wilful disregard of the rights of the plaintiff herein, by means of excavations and the collection of any spring waters into pipe lines violated any of the terms or provisions of said decree in this cause.

*J.B. Morgan and
Jacob Coleman*
Attorneys for Defendants

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THE
UTAH CO. UTAR.
FILED

E/B Ogden
Frank Salinsky